

REMARKS

Request for Reconsideration

Applicants have carefully considered the matters raised by the Examiner in the outstanding Office Action but remain of the position that patentable subject matter is present. Applicants respectfully request reconsideration of the Examiner's position based on the previously submitted Response, the Declaration attached thereto, the above amendments to the claims and the following remarks.

RCE

A request for Continued Examination (RCE) has been filed and this Submission is being filed concurrently herewith. The RCE also requests entering of the previously-filed Response along with the Declaration that was filed therein.

Claim Amendments

Claim 1 has been amended herein to recite that the size of the polymer is 70 to 1000 carbon atoms. This limitation appeared in Claim 2 and, thus, Claim 2 has been canceled herein. Support for this limitation can also be found in the Specification at page 7, item 2.

Previous Response

In the previous Response, a Declaration was submitted and in the Declaration data was presented to show the surprising and unexpected results obtained in the present Invention.

In the Advisory Action, it is indicated that the Declaration would not be entered since no reason was given as to why it was not previously submitted.

In order to allow the Examiner to fully consider the Declaration, this RCE has been filed. It is presumed that the Examiner will review the previously submitted Declaration and Response along with the RCE and fully consider the same. Thus, it is deemed that no additional comments need be made concerning the previously submitted Declaration and Remarks concerning the Declaration.

We wish to point out, however, that the claims have been amended herein to make them more commensurate in scope with the Declaration data and to more particularly point out and describe the subject matter which Applicants refer to in the present Invention.

It will be noted that the reference Uto does not specify either the use of a polymer containing 1,2-polybutadiene in an amount of at least 60% by weight or the use of a polymer having 70 to 1000 carbon atoms. It is noted, however, that in Example 1, he does teach use of Poly-bd R45HT and that this polybutadiene does have 210 carbon atoms and 20% 1,2 bonded-type polybutadiene. However, nowhere in Uto does he specifically teach that the polymer should specifically have 70 to 1000 carbon atoms, nor does he teach that this polymer should have at least 60% of 1,2 polybutadiene.

Respectfully, Applicants have amended their claims to specify a specific type of polymer both in size and in chemical structure and this specific polymer is not taught nor suggested in Uto.

Conclusion

In view of the foregoing, it is respectfully submitted that the Application is in condition for allowance, and such action is respectfully requested.

Should any fees or extensions of time be necessary in order to maintain this Application in pending condition, appropriate requests are hereby made and authorization is given to debit Account # 02-2275.

Respectfully submitted,

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